

AMENDED IN ASSEMBLY APRIL 26, 2012

AMENDED IN ASSEMBLY APRIL 16, 2012

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 1786

Introduced by Assembly Members Mansoor and Hagman
(Coauthors: Assembly Members Bill Berryhill, Donnelly, Harkey,
Jeffries, Ma, Miller, Silva, and Valadao)
(Coauthors: Senators *Cannella*, Dutton, Gaines, and Harman)

February 21, 2012

An act to amend Sections 7149 and 7149.05 of the Fish and Game Code, relating to sport fishing.

LEGISLATIVE COUNSEL'S DIGEST

AB 1786, as amended, Mansoor. Sport fishing: licenses.

Existing law requires every person 16 years of age or older who takes any fish, reptile, or amphibian for any purpose other than profit to first obtain a license for that purpose, with specified exceptions, and to have that license on his or her person or in his or her immediate possession when engaged in carrying out any activity authorized by the license. Existing law requires a resident or a nonresident, 16 years of age or older, upon payment of a specified fee, to be issued a sport fishing license for the period of a calendar year, or, if issued after the beginning of the year, for the remainder thereof.

This bill would instead, *for sport fishing licenses not issued through the Automated License Data System and for sport fishing licenses issued through the Automated License Data System on and after July 1, 2014*, require a resident or a nonresident, 16 years of age or older, upon

payment of a fee, to be issued a sport fishing license for the period of 12 consecutive months beginning on the date specified on the license.

~~Existing law requires a nonresident, 16 years of age or older, upon payment of a specified fee, to be issued a sport fishing license granting the privilege to take any fish, reptile, or amphibia anywhere in this state for the period of 10 consecutive days beginning on the date specified on the license.~~

~~This bill would require that a sport fishing license for 10 consecutive days be issued to a resident, 16 years of age or older, upon payment of a base fee, determined by the department, and would prohibit the total fee for the license from exceeding the reasonable regulatory costs incurred incident to, the issuance of, and the administration and enforcement duties relating to the license.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 7149 of the Fish and Game Code is
2 amended to read:

3 7149. (a) A sport fishing license granting the privilege to take
4 any fish, reptile, or amphibian anywhere in this state for purposes
5 other than profit shall be issued to any of the following:

6 (1) A resident, 16 years of age or older, for the period of 12
7 consecutive months beginning on the date specified on the license,
8 upon payment of a base fee of thirty-one dollars and twenty-five
9 cents (\$31.25).

10 (2) A nonresident, 16 years of age or older, for the period of 12
11 consecutive months beginning on the date specified on the license,
12 upon payment of a base fee of eighty-four dollars (\$84).

13 (3) A nonresident, 16 years of age or older, for the period of 10
14 consecutive days beginning on the date specified on the license,
15 upon payment of the fee set forth in paragraph (1).

16 ~~(4) A resident, 16 years of age or older, for the period of 10~~
17 ~~consecutive days beginning on the date specified on the license~~
18 ~~upon payment of a base fee, determined by the department. The~~
19 ~~total fee for the license shall not exceed the reasonable regulatory~~
20 ~~costs incurred incident to, the issuance of, and the administration~~
21 ~~and enforcement duties relating to, the license.~~

22 (5)

(4) A resident or nonresident, 16 years of age or older, for two consecutive designated calendar days, upon payment of half of the fee set forth in paragraph (1). Notwithstanding Section 1053, more than one two-day license issued for different two-day periods may be issued to, or possessed by, a person at one time.

~~(6)~~

(5) A resident or nonresident, 16 years of age or older, for one designated day, upon payment of a base fee of ten dollars (\$10).

(b) California sport fishing license stamps shall be issued by authorized license agents in the same manner as sport fishing licenses, and no compensation may be paid to the authorized license agent for issuing the stamps except as provided in Section 1055.

(c) This section does not apply to licenses, permits, reservations, tags, or other entitlements issued through the Automated License Data System.

(d) The base fees specified in this section are applicable to the 2004 license year, and shall be adjusted annually thereafter pursuant to Section 713.

SEC. 2. Section 7149.05 of the Fish and Game Code is amended to read:

7149.05. (a) A sport fishing license granting the privilege to take any fish, reptile, or amphibia anywhere in this state for purposes other than profit shall be issued to any of the following:

~~(1) A~~

(1) (A) Until July 1, 2014, a resident, 16 years of age or older, for the period of 12 consecutive months beginning on the date specified on the license a calendar year, or, if issued after the beginning of the year, for the remainder thereof, upon payment of a base fee of thirty-one dollars and twenty-five cents (\$31.25).

(B) On and after July 1, 2014, a resident, 16 years of age or older, for the period of 12 consecutive months beginning on the date specified on the license upon payment of a base fee of thirty-one dollars and twenty-five cents (\$31.25).

(2) A nonresident, 16 years of age or older, for the period of a calendar year, or, if issued after the beginning of the year, for the remainder thereof, upon payment of a base fee of eighty-four dollars (\$84).

1 (3) A nonresident, 16 years of age or older for the period of 10
2 consecutive days beginning on the date specified on the license
3 upon payment of the fee set forth in paragraph (1).

4 ~~(4) A resident, 16 years of age or older, for the period of 10~~
5 ~~consecutive days beginning on the date specified on the license~~
6 ~~upon payment of a base fee, determined by the department. The~~
7 ~~total fee for the license shall not exceed the reasonable regulatory~~
8 ~~costs incurred incident to the issuance of, and the administration~~
9 ~~and enforcement duties relating to, the license.~~

10 (5)
11 (4) A resident or nonresident, 16 years of age or older, for two
12 designated days, upon payment of half the fee set forth in paragraph
13 (1). Notwithstanding Section 1053, more than one single day
14 license issued for different days may be issued to, or possessed
15 by, a person at one time.

16 (6)
17 (5) A resident or nonresident, 16 years of age or older, for one
18 designated day upon payment of a base fee of ten dollars (\$10).

19 (b) California sport fishing license validations shall be issued
20 by authorized license agents in the same manner as sport fishing
21 licenses, and no compensation shall be paid to the authorized
22 license agent for issuing the validations except as provided in
23 Section 1055.1.

24 (c) This section applies only to licenses, permits, reservations,
25 tags, and other entitlements issued through the Automated License
26 Data System.

27 (d) The base fees specified in this section are applicable to the
28 2004 license year, and shall be adjusted annually thereafter
29 pursuant to Section 713.